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Defendant.

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## ORDER

05 Civ. 2210 (DC)

## CHIN, District Judge

It having been reported to this Court that this matter has been settled, IT IS HEREBY ORDERED that this action is discontinued with prejudice but without costs; provided, however, that if settlement is not consummated within sixty days of the date of this order, any party may apply by letter within the sixty-day period for restoration of the action to the calendar of the undersigned, in which event the action will be restored.

SO ORDERED.

Dated: New York, New York

May 15, 2009

United States District Judge